for Councilor for the Eighth District. The Secretary duly cast the ballot, and James H. Parkinson was duly declared elected Councilor for the Eighth District (to succeed himself) for the ensuing year.

At Large-O. D. Hamlin of Oakland was nominated for Councilor at Large by P. T. Phillips of Santa Cruz, said nomination being duly seconded by William H. Strietmann of Oakland. On motion, duly seconded, the Secretary was instructed to cast the ballot of the House for O. D. Hamlin for Councilor at Large. The Secretary duly cast the ballot, and O. D. Hamlin was duly declared elected Councilor at Large (to succeed himself) for the ensuing year.

Committee on Scientific Program and Work-F. M. Pottenger of Monrovia was nominated to serve on the Committee on Scientific Program and Work, by George H. Kress of Los Angeles, seconded by W. C. Voorsanger of San Francisco. On motion, duly seconded, the Secretary was instructed to cast the ballot of the House for F. M. Pottenger to serve on the Committee on Scientific Program and Work. The Secretary duly cast the ballot, and F. M. Pottenger was duly declared elected to serve on the Committee on Scientific Program and Work for four years.

The President announced the Committee on Scientific Program and Work for 1919 as follows:

Robert A. Peers, Colfax (1920).

Walter V. Brem, Los Angeles (1921).

Lemuel P. Adams, Oakland (1922). F. M. Pottenger, Monrovia (1923).

The President then announced that owing to a new apportionment in the House of Delegates in the American Medical Association, California was assigned but three (3) delegates, a decrease of one over the number previously allotted to the Society.

Nominations for one delegate to the American Medical Association were declared in order.

A. B. Spalding of San Francisco was nominated by Victor G. Vecki of San Francisco for Delegate to the American Medical Association (2 years), said nomination being duly seconded by O. D. Hamlin of Oakland. On motion, duly seconded, the Secretary was instructed to cast the ballot of the House for A. B. Spalding for Delegate to the American Medical Association (2 years). The Secretary duly cast the ballot, and A. B. Spaulding was duly declared elected Delegate to the American Medical Association (2 years).

On nomination and ballot, duly had and taken, C. Van Zwalenburg of Riverside was elected Delegate to the American Medical Association, to take the place of George H. Kress, who, being unable to attend, had filed his resignation with the Council the evening before.

The President announced the Delegates to the American Medical Association, as follows:

C. Van Zwalenburg, Riverside (2), 1920. Victor G. Vecki, San Francisco (2), 1920.

A. B. Spalding, San Francisco (2), 1921.

Nominations for Alternates to the American Medical Association were declared in order. On nomination of T. C. Edwards, Salinas, duly-

seconded by H. Bert Ellis, Los Angeles, T. C. Little of San Diego was elected Alternate to the American Medical Association (2 'years).

On nomination and ballot, duly had and taken, Jerome B. Thomas of Palo Alto was elected Alternate to the American Medical Association, to take the place of Granville MacGowan.

The President announced the Alternates to the American Medical Association as follows:

William P. Lucas, San Francisco (2), 1920. Jerome B. Thomas, Palo Alto (2), 1920. T. C. Little, San Diego (2), 1921.

## UNFINISHED BUSINESS.

The President then announced that the Council, through its Publicity Bureau, had heretofore appointed a Committee on Industrial Accident Insurance to investigate the status and working of the Industrial Accident Commission from the standpoint of the patient and the doctor, and to suggest possible remedies by which a more perfect system of compensation procedure could be effected, and that the Committee had submitted the following report:

Your Committee on Industrial Accident Insurance met in pursuance to the call of the Chair at 8:45 A. M., April 16th, 1919, Hotel Belvedere, Santa Barbara, California.

The Chair requested Parkinson to act as Secretary.

Present:

Emmet Rixford, San Francisco, Chairman; W. W. Beckett, Los Angeles; O. O. Witherbee, Los Angeles; James H. Parkinson, Sacramento.

Absent:

Sol Hyman, San Francisco.

The Chairman presented data compiled by Dr. Hyman and himself together, with certain basal propositions in connection with records, fees and service.

1. It seems apparent that no fee schedule was ever presented by this Society. Experience has demonstrated that the absence of an equitable scale of fees and its acceptance by the Industrial Accident Commission has not been productive of the best results. In the absence of such agreement and the financial basis therefor, it is impossible for the Society to offer guaranteed service or ensure against breach of contract by either party. This is evidenced by defective service, fee cutting, fee splitting, and open and secret rebating, all of which, in the last analysis, obviously react upon the only person for whom the machinery originally created, the injured working man.

2. Much that is unnecessary; reduplication, complication and confusion, is involved in the present paper work, all tending to manifest inefficiency.
The Committee feels that this should be greatly simplified, that all records should be standardized, and that the principle of one record and one entry,

and that the principle of one record and one entry, once, should be carried out.

3. The basic factor upon which everything in the Medical Department of Industrial Accident work is based is the clinical record. The Committee feels that this especially should be simplified and standardized, and that its revision and conservation should be in the hands of medical mental this will tend to eliminate error insure its confidence. This will tend to eliminate error, insure its early detection, greatly improve medical and surgical work, making diagnosis easier and surgical procedure more definite.

The Committee hesitates, yet feels it its duty

to make the perfectly obvious recommendation that the examination of doubtful, difficult and complicated cases should be by a Board of Examiners instead of examiners acting as individuals, whose findings must subsequently be collated, possibly through non-medical channels. This involves neither added expense nor change of personnel. It only substitutes definite conclusions for possible indecision and efficiency for inefficiency.

5. The Committee believes that the improvement in medical and surgical service which everyone recognizes as so desirable can be accomplished

on the basis of the foregoing propositions.

6. It recommends that the whole question be referred to the Council for immediate action, with the following specific instructions:

- (a) That Propositions 1, 2, 3 and 4 be given force and effect.
- (b) That in connection with Proposition 1, an equitable fee schedule be devised whereby medical and surgical fees will be considered and placed upon the same basis as higher wages and higher premiums due to increased cost of living and increased cost of everything. That the question of a flat fee or of an itemized bill, but, in any case, a greatly simplified bill, be taken up and that the manifest abuse of service at industrial accident rates to high-salaried officials and wealthy captains of industry be definitely settled for the benefit of all concerned.
- (c) That steps be taken to present the findings of the Council to the Industrial Accident Commission in such shape as to insure a favorable reception.

  (Signed) EMMET RIXFORD, Chairman.

W. W. BECKETT,
O. O. WITHERBFE,
JAMES H. PARKINSON.

Santa Barbara, April 15, 1919.

Dr. W. B. Coffey made a motion that the report be accepted and referred to the Council for action.

The report was discussed further by Fitch C. E. Mattison, John C. King, John H. Graves and W. B. Coffey, Dr. Graves stating that the Committee's report was an excellent one, and he would gladly second Dr. Coffey's motion if "without recommendation" was added thereto. By vote of the House, the report was unanimously accepted, and referred to the council without recommendation.

The following resolution was then read by Edward N. Ewer:

## A RESOLUTION FOR A NEW SECTION.

Whereas, A League for the Conservation of Health has been established, and whereas, Industrial Medicine has become a specialty; be it

Resolved, That a new section be authorized in our Scientific Program at the next session, to be known as Public Health and Industrial Medicine.

President Van Zwalenburg recommended that this resolution be referred to the Council for action; unanimously agreed by the House.

#### Presentation of the President.

H. A. L. Ryfkogel of San Francisco, the incoming President, was then escorted to the chair by C. G. Kenyon, Chairman of the Council, and H. Bert Fllis. Dr. Ryfkogel made a short but interesting verbal address, in which he outlined his ideas of the fundamental work to be undertaken by his administration. Dr. Ryfkogel felt that a determined effort should be made to in-

crease membership so as to include every ethical practitioner in the several counties; that a state-wide campaign of education on the great benefits and advantages of the Indemnity Defense Fund to each individual member of the association should be inaugurated, and that the movement inaugurated by his predecessor, Dr. Van Zwalenburg, to canvass and investigate thoroughly the workings of the Industrial Accident Commission in its relation to public health and the medical profession should be continued, and a complete survey of this situation, and all possible improvements and conditions be secured.

#### Presentation of the President-Elect.

John C. Yates of San Diego, President-Elect, was next presented. Dr. Yates also addressed the House. He said his duties had been clearly defined—and he very distinctly understood—having been so informed that he was "to be seen and not heard"—and that he was quite willing to be shown the way.

# REPORT OF THE COMMITTEE ON NEW BUSINESS.

The President then called upon Joseph M. King, Chairman of the Reference Committee, for a report of that Committee.

Upon motion, duly seconded, it was unanimously Resolved, That the report be taken up, read and approved, section by section.

#### RESOLUTION NO. 1.

Presented by the Council of the Medical Society.

Amend By-Laws, Article II. Section I thereof by striking out the word "third" in the second line thereof and inserting in lieu the word "second"; and by striking out the word "April" thereof and inserting in lieu the word "May," so that said Section I will read as follows:

"The annual meeting of this Society shall convene on the second Tuesday in May of each year."

In regard to Resolution I amending the By-Laws to cause the annual meeting to take place on the second Tuesday in May—the Committee was quite undecided.

It was felt that the reason for changing the time of meeting was for the purpose of securing a time when hotels were less filled with tourists, but on the other hand it seemed probable that European travel would re-establish itself after the declaration of peace, and that our hotels would not be so filled in April as they have been during the last three or four years.

In addition to this, it was thought that a meeting date in May might interfere with the attendance of men doing teaching, and that it might bring the meeting in conflict with other medical meetings.

For these reasons, the Committee, although undecided, recommends that the resolution pass.

On motion duly made and seconded, it was unanimously resolved by the House of Delegates

that Article II Section 1 of the By-Laws be amended by striking out the word "third" in the second line thereof and inserting in lieu the word "second"; and by striking out the word "April" thereof and inserting in lieu the word "May," so that said Section I will read as follows:

"The annual meeting of this Society shall convene on the second Tuesday in May of each

#### RESOLUTION NO. 2.

Presented by the Council of the Medical Society.

Resolution relative to eliminating that portion of the Medical Defense Rules, III, which reads as follows:

"Members whose assessments are not received on or before February 15th of each year will be notified by letter from the Secretary of the State Society of such fact."

The Committee recommends that Resolution 2 be passed, as eliminating from the Secretary's office useless work liable to cause confusion.

On motion duly made and seconded, said Resolution No. 2 was unanimously adopted by the House of Delegates.

#### RESOLUTION NO. 3.

Presented by the Council.

Amend By-Laws by striking out that portion of Article IX, Section 5, which reads as follows: "provided that if such new member joins a component County Society after July 1st, he shall pay only one-half the regular annual assessment for such fiscal year."

The Committee recommends that Resolution 3 do not pass, as it seems manifestly unjust that a member joining late in the year should pay dues for the entire year, as such a proposed By-Law may interfere with the entrance of new members in the latter part of the year, and as the extra clerical work thrown on the Secretary's office must be slight.

On motion duly made and seconded, it was unanimously resolved by the House of Delegates that Resolution No. 3 re Article IX Section 5 of the By-Laws be rejected.

#### RESOLUTION NO. 4.

Two resolutions, relative to large appropriation for the National Public Health Service, one introduced by F. F. Gundrum of Sacramento, the second by C. Van Zwalenburg:

Presented by F. F. Gundrum.

Whereas, We have been informed that the Congress of the United States has or is about to materially reduce the appropriations to the United States Public Health Service; and

Whereas, This action must result in seriously handicapping this Service in the great work it is now doing in preventive medicine; and

Whereas, The United States Public Health Service is now co-operating with the California State Board of Health in the study and prevention of plague, malaria, and venereal diseases, and

with other Public Health activities throughout the nation, now, therefore, be it

Resolved, That this House of Delegates of the Medical Society of the State of California hereby protests against any such curtailment of the activities of the United States Public Health

Service; and be it further
Resolved, That the Secretary of the Medical Society of the State of California be and hereby is directed to communicate with each California Senator and Congressman requesting his support for any and all appropriations to the United States Public Health Service.

Presented by C. Van Zwalenburg.

In line with my recommendation this morning, I would like your Reference Committee to consider the advisability of memorializing our Senators and Representatives in the interest of a large appropriation for the National Public Health Service.

The Committee recommends that Resolution No. 4 do pass.

On motion duly made and seconded, said Resolution No. 4 was unanimously adopted by the House of Delegates.

#### RESOLUTION NO. 5.

Presented by the Committee on Arrangements.

"Owing to the courtesies extended to us by Messrs. Bennett and Boise, Managers of Hotel Belvedere, we feel that a vote of thanks is due them personally for their untiring energy in looking after the arrangements for the comfort and success of the meeting."

The Committee recommends that Resolution No.

5 do pass.

On motion duly made and seconded, said Resolution No. 5 was unanimously adopted by the House of Delegates.

#### RESOLUTION NO. 6.

Presented by the Committee on X-Ray legisla-

Resolved, That inasmuch as the practice of Roentgenology is an important and responsible specialty of medicine and surgery, which if practiced by incompetent persons may be a serious danger to the health and lives of the public, and whereas the laws pertaining to the practice of this specialty are at this time exceedingly lax.

Now, therefore, be it resolved by the Medical Society of the State of California, that it instructs its Committee to confer with similar committees of recognized medical, dental, and affiliated societies, in the matter of preparing a proposed law, which would better safeguard the public health, insofar as the practice of Roentgenology is concerned; and be it further

Resolved, That the Committee be instructed to present its report for action at the next session of this Society.

The Committee recommends that Resolution VI. of the Committee on X-Ray legislation be referred to the Council to take such action as it deems best.

On motion duly made and seconded, the report

of the Committee on Resolution No. 6 was unanimously adopted by the House of Delegates.

## RESOLUTION NO. 7.

Presented by C. Van Zwalenburg.

Resolution that the Publicity Bureau in co-operation with the Program Committee arrange for a talk or talks by an expert or experts on the subject of Salesmanship and Business Efficiency, at the next meeting of the Society.

The Committee recommends that Resolution No.

7 do pass

On motion duly made and seconded, Resolution No. 7 was unanimously adopted by the House of Delegates.

### RESOLUTION NO. 8.

Presented by Cullen F. Welty:

Be it resolved that physicians must be qualified before attempting major operations as follows:

That all physicians practicing major surgery should be qualified before they are legally allowed to do such work in one of several ways:

First—As an assistant for a period of three years to a surgeon of recognized ability.

Second—As a surgical assistant for two years to a teacher (University position), and practitioner of surgery.

Third—As a surgical interne for a period of two years.

Fourth—That at present all physicians that have practiced major surgery for a period of five years, or more, be included, or

Fifth—All physicians that have practiced surgery exclusively for a period of three years be included.

Sixth—That the Medical Society of the County in which such surgeon reside, be required to issue a certificate upon the proper presentation in tabulated form, that this physician is qualified to do major surgery.

Seventh—That said County Medical Society be compelled to keep a list of such members that will be open to the public.

Seven and One-Half—The last three retiring presidents of the County Medical Society to constitute a committee to pass on the credentials of the applicants; this personnel of the committee to change from year to year with the election of a new president.

Eighth—That hospitals or individuals may at any time ask to see such certificate—which can always be found in the surgeon's office.

Ninth—In the event of a physician doing a major operation that he is not qualified to do, he should not be allowed to collect his fee by law, and in case of a suit for malpractice, cannot be defended by our State Insurance Company.

Tenth—In the event of an emergency operation being performed by a physician not qualified to do same, he is entitled to the customary fee and is not to be held responsible, or that in communities too far from qualified surgeons the same rule holds good. As this Society has no authority to fix the qualifications of men doing major surgery nor any authority to fix their compensation, and as we might involve ourselves in serious legal difficulty by attempting to do so, the Committee strongly recommends that Resolution No. 8 do not pass.

Dr. Welty then asked that the Resolution be withdrawn.

On motion duly made and seconded, said Resolution No. 8 was unanimously rejected by the House of Delegates.

## RESOLUTION NO. 9.

Following the suggestion of Dr. L. M. Ryan, of Banning, relative to the propriety of a resolution looking to the affiliation of the Society with dentists in research work, the Committee recommends the following resolution:

Resolved, That the Council be instructed to investigate the question of associating members of the dental profession with this Society in an effort to secure co-operation along common lines of advancement in scientific work.

The Committee recommends that Resolution No. 9 do pass.

On motion duly made and seconded, said resolution No. 9 reported by the Reference Committee was unanimously adopted.

# REPORT OF THE GENERAL ATTORNEY.

General Counsel Hartley F. Peart then presented to the House the annual report of the Legal Department. He was followed by an interesting report on the Southern California work by Assistant General Counsel Hubert T. Morrow.

Mr. Peart, among other things, summarized the work in the Legal Department for 1918 as follows:

All of said claims and cases disposed of without compromise or settlement of any kind except in one instance,—where \$450 was paid in compromise (with the consent and approval of the doctor concerned).

Claims pending against members January 1, 1919, (threatened actions not resulting in court proceedings) ......21

Cases pending against members January 1, 1919, (where court proceedings were instituted).. 34

Both Mr. Morrow and Mr. Peart emphasized the extreme desirability from the individual standpoint of promptly becoming a member of the Indemnity Defense Fund and urged the delegates, who had not joined the fund, to do so immediately, and advise all members of the Society in their community to do so by application sent to the Secretary's office accompanied by check for \$30.